

Central Michigan University Police

Incident Case Number:



Reporting Agency: Central Michigan University

Print Date/Time: 12/18/2017 10:42:35

Disclaimer: The information contained within this report is reflective of the investigation at the date and time of its printing.

INCIDENT DATA

V
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M

OTHERS INVOLVED

PROPERTY

INCIDENT/INVESTIGATION REPORT

Central Michigan University Police

Case #

Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown

D R U G S	IBR	Status	Quantity	Type Measure	Suspected Type	

Assisting Officers

Suspect Hate / Bias Motivated: *NONE*

INCIDENT/INVESTIGATION REPORT

Narr. (cont.)

Central Michigan University Police

NARRATIVE

REPORTING OFFICER NARRATIVE

Central Michigan University Police

Victim [REDACTED]	Offense HARASSMENT	OCA [REDACTED] Date / Time Reported Tue 12/12/2017 13:29
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THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

INFORMATION:

On [REDACTED] 17, at approximately 1330 hours, the complainant called C.M.U. Police Department regarding a harassment.

COMPLAINANT:

VICTIM:

On [REDACTED] at approximately 1345 hours, I met with [REDACTED] in the RHD office.

[REDACTED] advised on Monday, [REDACTED] at approximately 0230 hours [REDACTED] invited her over to his room to hook up. [REDACTED] picked her up and they went to his dorm, room [REDACTED]. Once in his room [REDACTED] asked her if she would like to have a threesome but she told him no.

She said she had sex with [REDACTED] which was consensual. She then gave oral sex to one of his roommate. While she was performing this act, she said she noticed [REDACTED] standing behind her.

On [REDACTED] at approximately 2246 hours, she received a picture on snap chat of her, naked performing oral sex on one of [REDACTED] roommates. She said she is upset because the picture was taken without her permission and was put on the internet.

I asked her how did she knew [REDACTED]. She said she met him on tinder a couple days ago and he called her so they decided to get together to hook up.

I asked her if she knew the person she gave oral sex to. She stated she did not.

[REDACTED] advised me that these acts all occurred in the common living area of room [REDACTED].

[REDACTED] advised she is willing to prosecute over the picture only. She stated she is not upset with having sex with [REDACTED] for the oral sex, it is the picture she is upset with because it was taken and put out there without her permission.

[REDACTED] wrote out a written statement of what happened that night.

SUSPECT:

I asked [REDACTED] if he knew [REDACTED]. He stated that he did not.

I asked him on Monday around 2:30 in the morning, if he had picked up a girl and brought her to his room. He said Yes.

I told him that girl was [REDACTED]. He said he met her on tinder about last week. He called her and she

REPORTING OFFICER NARRATIVE

Central Michigan University Police

Victim [REDACTED]	Offense <i>HARASSMENT</i>	OCA [REDACTED] Date / Time Reported <i>Tue 12/12/2017 13:29</i>
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agreed to come to his room to have sex with him.
I asked him if she performed oral sex on anyone. He said she did with his roommate [REDACTED]
I asked him if these acts occurred in his bedroom. He said no, they had sex in the main room.
I asked him if he took a picture of her performing oral sex on his roommate. He stated that he did.
He said he only sent it to his roommate.
He said the following day, she contacted him and told him to delete it, which he said he did right away.

[REDACTED] wrote out a written statement admitting to taking the picture.

According to [REDACTED] and [REDACTED] both sexual acts were consensual. The acts were performed in the living common area of the room.

EVIDENCE:

A picture of a naked [REDACTED] performing oral sex on a white male wearing a red baseball cap with the saying "MAKE AMERICA GREAT AGAIN". The picture only shows the back of the head of the [REDACTED]
The picture is placed in locker #3 as evidence.

LOCATION:

TIME&DATE:

Occurred at approximately 0230 hours, on [REDACTED]

DISPOSITION:

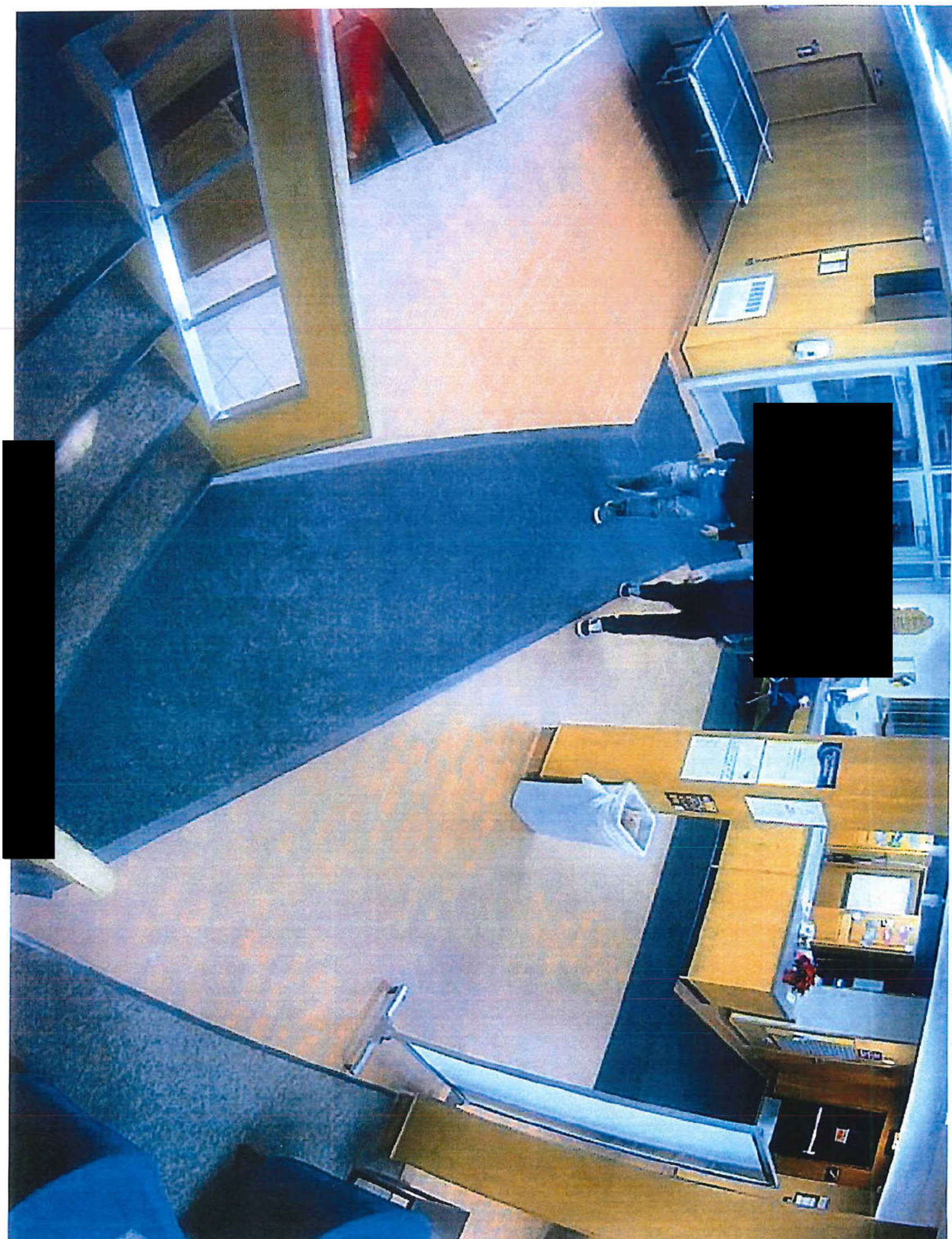
T.O.T. Prosecutors office for review.

Incident Report Suspect List

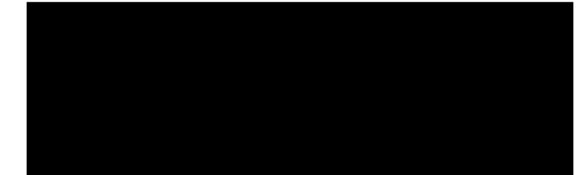
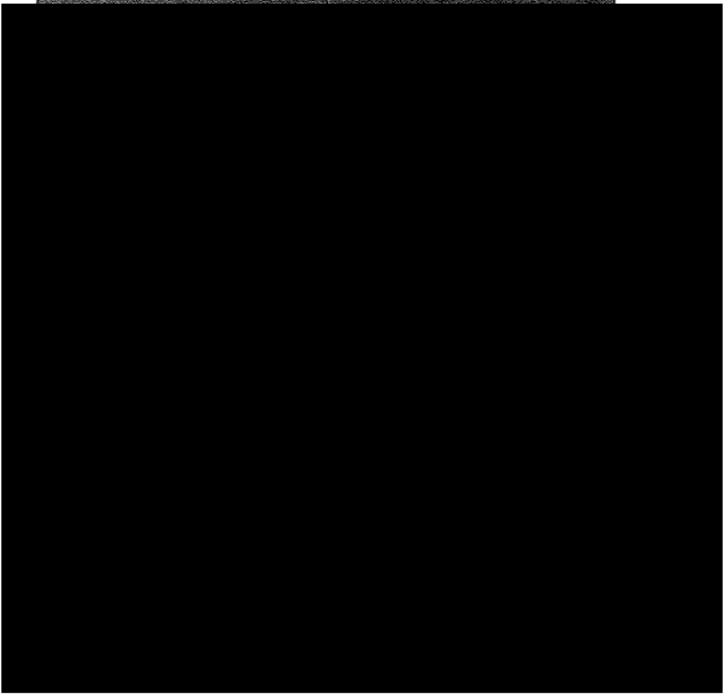
Central Michigan University Police

OCA: [REDACTED]

1	Name (Last, First, Middle)						Also Known As				[REDACTED]	
	[REDACTED]											
	Business Address										[REDACTED]	
	[REDACTED]											
DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State		
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
Scars, Marks, Tattoos, or other distinguishing features												
[REDACTED]												
Reported Suspect Detail		Suspect Age		Race	Sex	Eth	Height		Weight		SSN	
Weapon, Type		Feature		Make		Model		Color	Caliber	Dir of Travel		
										Mode of Travel		
VehYr/Make/Model				Drs	Style		Color	Lic/St		VIN		
Notes						Physical Char						







2017, 3:20 a.m.

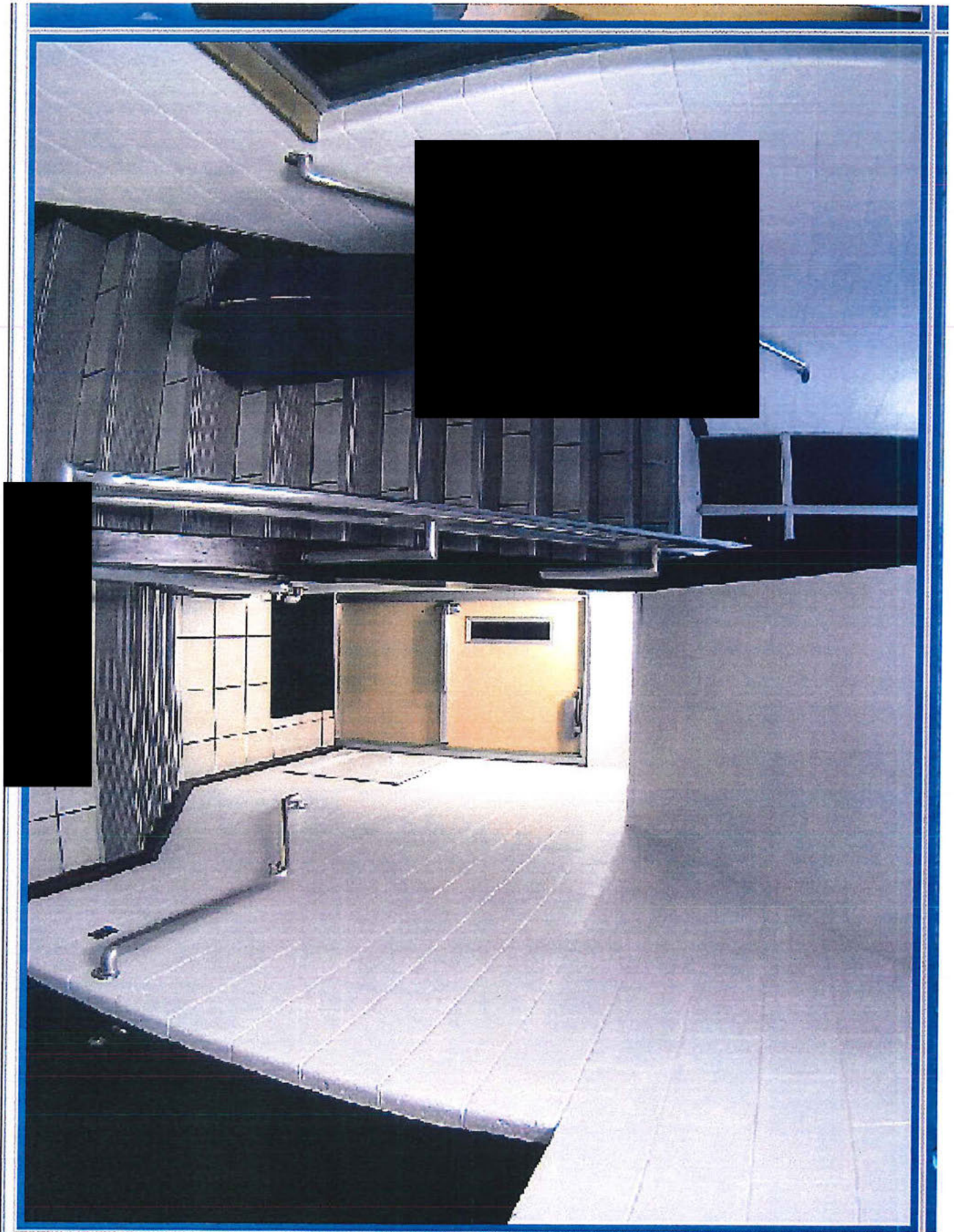
2017, 3:20 a.m.

2017, 3:19 a.m.

2017, 3:05 a.m.

2017, 3:05 a.m.

- . . . - - -



Subject: Re: Restriction Letter
Date: Monday, December 18, 2017 at 11:47:48 AM Eastern Standard Time
From: Idema Jr, Thomas H
To: Sienkiewicz, Michael H, Klaus, Larry S
Attachments: image001.jpg, image002.jpg, image003.jpg, image004.jpg, image005.jpg, image006.jpg

Thanks Mike,

That would be very helpful!

Take care,



Thomas Idema

Director | Office of Student Conduct
280 Ronan Hall | Central Michigan University
P: 989-774-1345 | E: Tom.Idema@cmich.edu
www.cmich.edu

From: "Sienkiewicz, Michael H" <sienk1mh@cmich.edu>
Date: Monday, December 18, 2017 at 11:46 AM
To: "Idema Jr, Thomas H" <idema1th@cmich.edu>, Larry Klaus <klaus1ls@cmich.edu>
Subject: RE: Restriction Letter

Bill Martinez has completed his initial report, which is being submitted to the Prosecutor's office for review, and we don't anticipate further investigation at this time. The PA did not feel there is any expectation of privacy in the common room of the residence hall. We can follow up after we hear back from the PA.



Mike Sienkiewicz
Lieutenant
Central Michigan University Police Department
1720 S. East Campus Dr, Mt Pleasant, MI, 48859
P: 989-774-3119
E: sienk1mh@cmich.edu
F: 989-774-2470
www.police.cmich.edu

From: Idema Jr, Thomas H
Sent: Monday, December 18, 2017 11:29 AM
To: Klaus, Larry S <klaus1ls@cmich.edu>
Cc: Sienkiewicz, Michael H <sienk1mh@cmich.edu>
Subject: Re: Restriction Letter

Thanks! That makes a lot of sense.

Take care,



Thomas Idema

Director | Office of Student Conduct
280 Ronan Hall | Central Michigan University
P: 989-774-1345 | E: Tom.Idema@cmich.edu
www.cmich.edu

From: Larry Klaus <klaus1ls@cmich.edu>
Date: Monday, December 18, 2017 at 11:27 AM
To: "Idema Jr, Thomas H" <idema1th@cmich.edu>
Cc: "Sienkiewicz, Michael H" <sienk1mh@cmich.edu>
Subject: RE: Restriction Letter

We are trying to determine that, but due to the circumstances I don't see search warrants being authorized in order to search phones to find if the photos are being shared by the fraternity members.

Lt. Sienkiewicz conferred with Prosecutor Holmes last week and he advised since the sex act was consensual and took place in a common area (the shared living space in the apartment) the involved parties had no expectation of privacy and it was highly unlikely that any charges would be authorized.

Just FYI



Larry S Klaus
Lieutenant
Central Michigan University Police Department
1720 S. East Campus Dr, Mt Pleasant, MI, 48859
P: 989-774-7396
E: klaus1ls@cmich.edu
F: 989-774-2470
www.police.cmich.edu

From: Idema Jr, Thomas H
Sent: Monday, December 18, 2017 11:12 AM
To: Klaus, Larry S <klaus1ls@cmich.edu>
Subject: Re: Restriction Letter

The case is report [REDACTED] just read the report. From what we know the picture was sent to more than just one person. A Fraternity, Phi Sigma Phi might be involved.

Take care,



Thomas Idema

Director | Office of Student Conduct
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From: Larry Klaus <klaus1ls@cmich.edu>
Date: Monday, December 18, 2017 at 10:45 AM
To: "Idema Jr, Thomas H" <idema1th@cmich.edu>
Subject: Restriction Letter

SURE which case ? It looks like she has a lot going on ?

LK

Hey Larry,

OCRIE has requested that we send some no contact letters for the [REDACTED] Case with the guys from Trout Hall. Is your Sexual Misconduct Investigative Cadre cool with us doing this? Please advise.

Thank you!

Take care,



Larry S Klaus
Lieutenant
Central Michigan University Police Department
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